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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/516,693

12/06/2004

Masamichi Inenaga

Q85096

6877

23373

7590

07/28/2006

SUGHRUE MION, PLLC  
2100 PENNSYLVANIA AVENUE, N.W.  
SUITE 800  
WASHINGTON, DC 20037

EXAMINER

AKANBI, ISIAKA O

ART UNIT

PAPER NUMBER

2877

DATE MAILED: 07/28/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

<p align="center"><b>Office Action Summary</b></p>	<p>Application No.</p> <p align="center">10/516,693</p>	<p>Applicant(s)</p> <p align="center">INENAGA ET AL.</p>	
	<p>Examiner</p> <p align="center">Isiaka O. Akanbi</p>	<p>Art Unit</p> <p align="center">2877</p>	

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --**

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 06 December 2004.
- 2a) ☐ This action is **FINAL**.                      2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1 and 2 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1 and 2 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 14 September 2005 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \*    c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- |   |   |
|---|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)   | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)  | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)             |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date <u>06 December 2004</u> . | 6) <input type="checkbox"/> Other: _____  |

## **DETAILED ACTION**

### ***Information Disclosure Statement***

The information disclosure statement file 06 December 2004 has been entered and reference considered by the examiner.

### ***Drawings***

The examiner approves the drawings filed 14 September 2005.

### ***Claim Rejections - 35 USC § 103***

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claims 1-2 are rejected under 35 U.S.C. 103(a) as being unpatentable over Kiyokawa et al. (5,289,263).

Claim 1 is rejected under 35 U.S.C. 103(a) as being unpatentable over Kiyokawa. The reference of Kiyokawa teaches of the features of claim 1, comprising a wafer rotating member (M0) capable of rotating a disk-shaped wafer held on a table having a vertical rotating axis, a rotation detecting member (encoder) for detecting a rotating position of the wafer rotating member and converting the rotating position detected into an electric signal (col. 6, line 23-24), a light emitting member (M1) for emitting light toward the periphery of the wafer held by wafer rotating member (col. 5, line 3-4), a CCD linear sensor (19) including a large number of pixels linearly arranged in a predetermined order, for reading stored charges successively from the first pixel according to a transfer pulse signal and successively outputting stored charges of all the pixels as electric signals, a signal processing member (24) for repeatedly detecting the edge positions of the wafer at a plurality of optional points over the outer periphery of the wafer when it receives a signal from the CCD linear sensor and a signal from the rotation detecting member

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and storing these edge positions thus detected in a memory, and acquiring at least one of an orientation - flat position, notch position and center position of the wafer on the basis of the edge positions detected and an up-down counter (38) counting signals (i.e. pulses)(i.e. clockwise/counterclockwise) received from the rotation detecting member(encoder)(col. 12, line 14-57), a measured angle setting register (M0) for storing angular value information which is obtained and a comparator (22) for comparing the angular value information set in the measured angle setting register and the counted value of the up-down counter (figs. 6,7, 8, 12-14,18 and 21)(col. 7, line 22-49)(col. 16, line 50-64), however the reference of Kiyokawa is silent regarding the angular value information which is obtained (i.e. by dividing the number of counts during a single revolution by the rotation detecting member by the number of measurement points during the single rotation). It would have been obvious to one having ordinary skill in the art at the time of invention to provide angular value information that is obtained (i.e. by dividing the number of counts during a single revolution by the rotation detecting member by the number of measurement points during the single rotation) for the purpose of putting the value into a more convenient unit.

Claim 2 is rejected under 35 U.S.C. 103(a) as being unpatentable over of Kiyokawa. The reference of Kiyokawa teaches of apparatus/method the features of claim 2, comprising a wafer rotating member (M0) capable rotating a disk-shaped wafer held on a table having a vertical rotating axis, a rotation detecting member (encoder) for detecting a rotating position of the wafer rotating member and converting the rotating position detected into an electric signal (col. 6, line 23-24), a light emitting member (M1) for emitting light toward the periphery of the wafer held by the wafer rotating member, a CCD linear sensor (19) including a large number of pixels linearly arranged in a predetermined order, for reading out stored charges successively from the first pixel according to a transfer pulse signal and successively outputting stored charges of all the pixels as electric signals and a signal processing member (24) for repeatedly detecting the edge positions of the wafer at a plurality of optional points over the outer periphery of the wafer when it receives a signal from the CCD linear sensor and a signal from the rotation detecting member and storing these edge positions thus detected, and acquiring at least one of an orientation-flat position, notch position and center position of the wafer on the basis of the edge positions detected, setting, in a measured angle setting register (M0), inputting a signal supplied from the rotation detecting member (encoder) in an up-down counter (38) up-counts (i.e. clockwise)

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during normal rotation of the wafer rotating member and down-counts (i.e. counterclockwise) during reverse rotation of the wafer rotating member, if the comparator (22) determines that rotation position information obtained as a result of an increase/decrease of the counted value in the up-down counter during the rotation of the wafer rotating member is equal to the set value in the measured angle setting register, zero-clearing (i.e. stop) the counted value simultaneously with outputting of a measurement command (col. 7, line 36-49), repeatedly detecting the edge position of the wafer at the measurement points over the outer periphery of the wafer, storing detected values thus obtained in a memory (figs. 13-14)(col. 18, claim 8) and acquiring at least one an orientation flat position, notch position and center position of the wafer (col. 7, line 22-49)(col. 16, line 50-64), however the reference of Kiyokawa is silent regarding the angular value information which is obtained (i.e. by dividing the number of counts during a single revolution by the rotation detecting member by the number of measurement points during the single rotation). It would have been obvious to one having ordinary skill in the art at the time of invention to provide angular value information that is obtained (i.e. by dividing the number of counts during a single revolution by the rotation detecting member by the number of measurement points during the single rotation) for the purpose of putting the value into a more convenient unit.

### **Additional Prior Art**

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. The references listed in the attached form PTO-892 teach of other prior art wafer pre-alignment apparatus/method that may anticipate or obviate the claims of the applicant's invention.

### **Conclusion**

### **Fax/Telephone Information**

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Isiaka Akanbi whose telephone number is (571) 272-8658. The examiner can normally be reached on 8:00 a.m. - 4:30 p.m.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's

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supervisor, Gregory J. Toatley Jr. can be reached on (571) 272-2059. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Isiaka Akanbi

July 18, 2006

A handwritten signature in black ink, appearing to read 'HWA (ANDREW) LEE', is positioned above the printed name and title.

**HWA (ANDREW) LEE  
PRIMARY EXAMINER**